



Docket No. ECV-5413CIP2CON1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

In re application of: Carpentier, et al.

Group Art Unit: 3738

Application No.: 10/729,035

Examiner: Unknown

Filing Date: December 5, 2003

For: FLEXIBLE HEART VALVE AND ASSOCIATED  
CONNECTING BAND

COMBINED PETITIONS UNDER 37 CFR §§1.48(b) AND 1.48(c)  
TO CORRECT INVENTORSHIP

MAIL STOP PETITIONS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

The present application is a continuation of Application Serial No. 09/847,930 (the "parent"), filed May 3, 2001, which is a continuation-in-part of Application Serial No. 09/332,759, filed June 14, 1999, now U.S. Patent No. 6,558,418 (the "grandparent"). A change of inventors from the parent back to the grandparent case is being made with this combined Petition.

The grandparent listed the following inventors:

1. Alain F. Carpentier
2. Stefan G. Schreck
3. Richard S. Rhee
4. Diana Nguyen-Thien-Nhon
5. Hung Ly Lam
6. William Recktenwald

The parent listed the following inventors:

1. Salvador Marquez
2. Claudio Argento
3. Richard S. Rhee

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The following are inventors of the claims of the present application:

1. Alain F. Carpentier
2. Stefan G. Schreck
3. Richard S. Rhee
4. Diana Nguyen-Thien-Nhon
5. Hung Ly Lam
6. William Recktenwald

Therefore, this Petition seeks to remove inventors 1 and 2 of the parent application, namely Salvador Marquez and Claudio Argento, and add inventors 1-2 and 4-6 of the grandparent, namely Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam, and William Recktenwald.

**PETITION UNDER RULE 37 CFR §1.48(b) TO REMOVE INVENTORS**

By filing this continuation with new claims, the prosecution of the application has resulted in Salvador Marquez and Claudio Argento not being actual inventors. Applicants request deletion of Salvador Marquez and Claudio Argento as inventors because their invention is no longer being claimed in the present application.

**Please charge the processing fee set forth in 37 CFR §1.17(i) to Deposit Account No. 50-1225 (ECV-5413CIP2CON1).**

**PETITION UNDER RULE 37 CFR §1.48(c) TO ADD INVENTORS**

By filing this continuation with new claims, the prosecution of the application has resulted in Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam, William Recktenwald and Richard S. Rhee being actual inventors. Applicants request addition of Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam, and William Recktenwald as inventors in the order listed above.

A statement from each person being added as an inventor pursuant to 37 CFR §1.48(c)(2) is attached hereto.

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A declaration by the actual inventors as required by 37 CFR §1.63 is attached hereto.

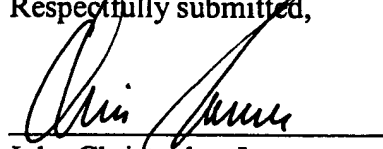
Written consent of the assignee under 37 CFR §3.73(b) to this change is attached hereto.

**Please charge the processing fee set forth in 37 CFR §1.17(i) to Deposit Account No. 50-1225 (ECV-5413CIP2CON1).**

Date:

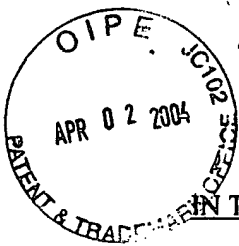
*March 30, 2004*

Respectfully submitted,



John Christopher James  
Registration No. 40,660  
Edwards Lifesciences LLC  
One Edwards Way  
Irvine, California 92614  
Telephone: (949) 250-6878  
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Customer No. 30452



Docket No. ECV-5413CIP2CON1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Carpentier, et al.	)	Group Art Unit: Unknown
	)	
Application No.: Unknown	)	Examiner: Unknown
	)	
Filing Date: Herewith	)	
	)	
For: FLEXIBLE HEART VALVE AND ASSOCIATED	)	
CONNECTING BAND	)	
	)	

STATEMENT UNDER 37 CFR § 148(a)(2) OF INVENTORS TO BE ADDED

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I understand that a change in the inventorship of the above-referenced application is sought to add all five (5) of the signatories below such that the named inventors will now be:

- Alain F. Carpentier
- Stefan G. Schreck
- Richard S. Rhee
- Diana Nguyen-Thien-Nhon
- Hung Ly Lam
- William Recktenwald

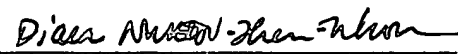
By signing below I state that the inventorship error of failing to include Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam and William Recktenwald as inventors of the above-referenced application occurred without deceptive intention on my part.

  
Alain F. Carpentier

Dated: 3/16, 2003 2004

  
Stefan G. Schreck

Dated: 12/02, 2003

  
Diana Nguyen-Thien-Nhon

Dated: 12/04, 2003

  
Hung Ly Lam

Dated: 03/17/04, 2003

\_\_\_\_\_  
William Recktenwald

Dated: \_\_\_\_\_, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Carpentier, et al.	)	Group Art Unit: Unknown
	)	
Application No.: Unknown	)	Examiner: Unknown
	)	
Filing Date: Herewith	)	
	)	
For: FLEXIBLE HEART VALVE AND ASSOCIATED	)	
CONNECTING BAND	)	
	)	

STATEMENT UNDER 37 CFR § 1.48(a)(2) OF INVENTORS TO BE ADDED

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I understand that a change in the inventorship of the above-referenced application is sought to add all five (5) of the signatories below such that the named inventors will now be:

- Alain F. Carpentier
- Stefan G. Schreck
- Richard S. Rhee
- Diana Nguyen-Thien-Nhon
- Hung Ly Lam
- William Recktenwald

By signing below I state that the inventorship error of failing to include Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam and William Recktenwald as inventors of the above-referenced application occurred without deceptive intention on my part.

\_\_\_\_\_  
Alain F. Carpentier

Dated: \_\_\_\_\_, 2003

\_\_\_\_\_  
Stefan G. Schreck

Dated: \_\_\_\_\_, 2003

\_\_\_\_\_  
Diana Nguyen-Thien-Nhon

Dated: \_\_\_\_\_, 2003

\_\_\_\_\_  
Hung Ly Lam

Dated: \_\_\_\_\_, 2003

  
\_\_\_\_\_  
William Recktenwald

Dated: 12-7-03, 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

5 In re application of: Carpentier, et al. ) Group Art Unit: 3738  
Application No.: 10/729,035 ) Examiner: Unknown  
Filing Date: December 5, 2003 )  
10 For: FLEXIBLE HEART VALVE AND ASSOCIATED )  
CONNECTING BAND )

15 STATEMENT UNDER 37 C.F.R. §§1.48(a)(5) AND 3.73(b) OF ASSIGNEE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

20 Dear Sir:

I understand that a change in the inventorship of the above-referenced application is sought to add Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam and William Recktenwald as inventors such that the named inventors of the patent will now be:

- 25
- Alain F. Carpentier
  - Stefan G. Schreck
  - Richard S. Rhee
  - Diana Nguyen-Thien-Nhon
  - Hung Ly Lam
  - 30 ▫ William Recktenwald

By signing below I state the following:

1. I agree to the change of inventorship,
2. Edwards Lifesciences Corporation is the owner of the entire right to and the assignee  
35 of record of the above-referenced application as shown by the assignment filed  
concurrently herewith, a copy of which is attached hereto, and
3. I am authorized to act on behalf of Edwards Lifesciences Corporation.

40 

Jay P. Wertheim  
Vice President, Associate General Counsel &  
Assistant Corporate Secretary

Date: March 30<sup>th</sup>, 2004